

REMARKS/ARGUMENTS

Claims 1-10 are currently pending in the above-captioned application. The Examiner issued a restriction requirement in the Office Action in which it is urged that there are two separate and distinct inventions claimed in this application. In response, Applicants elect the Group 1 of the invention, with claims 1 to 9.

Applicants make the election with traverse. Applicants respectively submit that Group I is directed to compounds (peptide or chelating agent comprising peptide) and Group II is directed to a method of using such compound. In the Office Action, the Examiner stated that "claims to different categories will be considered to have unity of invention if the claims are drawn to the following combination of categories: ... (2) product and a process of use of said product." Applicants submit that in the instant application, Group I and Group II of the claims are directed to such combination of product and method of use. Thus, the claims of the instant application have the unity of invention.

In addition, Applicants were required to elect a single species for the elected invention. In response, Applicants elect the following:

- According to claim 1, formula (I) and (II), the peptide SEQ ID No. 1:
Cys-Ser-Tyr-Tyr-Ser-Asp-Gly-Val-Tyr-Asp-Cys is elected.

- According to claim 3 and Formula (III), The Applicants elect:
V is peptide SEQ ID No. 1, as elected above,
L is an amide bond,
Z is a chelating agent of formula e,
M is ^{99m}Tc.

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Applicants reserve the right to file a divisional application on the non-elected claims at a later time.

Respectfully submitted,

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